

**BARCLAYS OFFICIAL CALIFORNIA CODE
OF REGULATIONS
TITLE 13. MOTOR VEHICLES
DIVISION 3. AIR RESOURCES BOARD
CHAPTER 2. ENFORCEMENT OF VEHICLE
EMISSION STANDARDS AND
SURVEILLANCE
TESTING
ARTICLE 2.1. PROCEDURES FOR IN-USE
VEHICLE VOLUNTARY AND INFLUENCED
RECALLS**

This database is current through 09/16/2005, Register
2005, No. 37.

s 2115. Eligibility for Repair.

The manufacturer shall not condition eligibility for
repair on the proper maintenance or use of the vehicle
except for strong and compelling reasons and with

the approval of the Executive Officer; however, the
manufacturer shall not be obligated to repair a
component which has been removed or altered so that
the remedial action cannot be performed without
additional cost.

<General Materials (GM) - References, Annotations,
or Tables>

Note: Authority cited: [Sections 39600, 39601,
43013, 43018](#) and [43105, Health and Safety Code](#).
Reference: [Health and Safety Code Sections 43000,
43009.5, 43013, 43018, 43101, 43104, 43105, 43106,
43107](#) and [43204-43205.5](#), Health and Safety Code.

HISTORY

1. Renumbering and amendment of text previously incorporated by reference in
Section 2112 to Section 2115 filed 1-24-90; operative 2-23-90 (Register 90,
No. 8). For prior history, see Registers 86, No. 38 and 83, No. 17.

2. Amendment of Note filed 1-26-95; operative 1-26-95
pursuant to [Government Code section 11343.4\(d\)](#)
(Register 95, No. 4). Note: Under section 209(e)(2) of the
Federal Clean Air Act ([42 U.S.C. s 7543\(e\)\(2\)](#)),
California is required to receive authorization from the
Administrator of the U.S. Environmental Protection
Agency (U.S. EPA) prior to enforcing its regulations
regarding new off-road vehicles and engines.
Accordingly, the Air Resources Board will not seek to
enforce the off-highway recreational vehicle regulations
until such time as it receives authorization from the U.S.
EPA.

13 CA ADC s 2115
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